

SEP 29 2005

Case No. 1837

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Mark Jeffrey Hood, et al.
 SERIAL NO : 10/768,429
 FILED : January 30, 2004
 TITLE : Soybean Variety XB64C04
 Grp./A.U. : 1638
 Examiner : Kubelik, Anne R.
 Cust. No. : 27310
 Docket No. : 1837

AMENDMENT

Mail Stop Non-Fee Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Madam:

In response to the communication from the Examiner dated June 7, 2005, it is respectfully requested that this Amendment be entered and made of record. The following amendments and remarks place the application in form for allowance. No new matter is presented, and as such the Amendment is proper under 37 C.F.R. §1.121. Applicant respectfully requests reconsideration.

Introductory Comments

Claims 1-8 are pending in the present application.

Amendment to the Specification is on page 2.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 5 of this paper.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Mail Stop Non-Fee Amendment, Alexandria, VA 22313-1450.

FACSIMILE

transmitted by facsimile to the Patent and Trademark Office, Art Unit 1638 at Fax No. (571) 273-8300.

Date: _____


STEVEN CALLISTEIN

Date: 9/29/2005